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STATE OF DELAWARE
DEPARTMENT OF NATURAL RESOURCES
& ENVIRONMENTAL CONTROL
DIVISION OF WATER RESOURCES
89 KINGS HIGHWAY, P.O. BOX 1401
DOVER, DELAWARE 19903

August 24, 1998

Mr. Tom Brinson
Environmental Manager
Allen Family Foods, Inc.
P.O. Box 63
Harbeson, DE. 19951

Dear Mr. Brinson:

The purpose of this letter is to give Allen Family Foods permission to use the emergency storage lagoon at the wastewater treatment facility, on a limited basis, for solids relief.

We are aware that the anaerobic lagoon is currently overloaded and causing the generation of excess biological solids in the system. This permission is provisional. You are to notify Robert Norris, Senior Environmental Compliance Specialist, when solids are going to be diverted to the emergency storage lagoon. If any odors from the emergency storage lagoon start to migrate, outside the property boundary, then diversion of solids is to cease. In addition, a report is to be sent to Mr. Norris on a monthly basis indicating the dates and gallons of solids diverted to the lagoon.

Also, we would like to know what Allen Family Foods' plan is to address the problem with the anaerobic lagoon. Please respond within 15 days of receipt of this letter with the tentative plan.

If you have any questions, please contact Mr. Norris at (302) 739-5731.

Sincerely,

A handwritten signature in dark ink, appearing to read "R. Peder Hansen".

R. Peder Hansen, Program Manager
Surface Water Discharge Section

RPH/cs

cc: Larry Enders
Buck Kornemann

Delaware's good nature depends on you!